

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Frampton E. ELLIS

GROUP ART UNIT: 5626

SERIAL NO: 09/669,730

EXAMINER: Dung Dinh

FILED: September 26, 2000

FOR: INTERNAL FIREWALL FOR A PERSONAL COMPUTER TO DENY ACCESS BY A NETWORK USER'S
SECURE PORTION (As Amended)

TERMINAL DISCLAIMER

January 28, 2005

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450
SIR:

Now comes the undersigned, Attorney of Record in the present application, who avers as follows:

Frampton Ellis is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned patent application.

Frampton Ellis hereby disclaims the terminal part of any patent granted on the above-captioned application, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,167,428, and hereby agrees that any patent so granted on said above-captioned application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent 6,167,428, this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

Frampton Ellis does not disclaim any terminal part of any patent granted on the above-captioned application that would extend to the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,167,428 in the event that U.S. Patent 6,167,428 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully Submitted,

PIPER RUDNICK LLP



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1/28/05
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